

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 337

HOUSE BILL 2554

AN ACT

AMENDING TITLE 36, CHAPTER 18, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2007; MAKING APPROPRIATIONS; RELATING TO SUBSTANCE ABUSE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 36, chapter 18, article 1, Arizona Revised Statutes,
3 is amended by adding section 36-2007, to read:

4 36-2007. Addiction reduction and recovery fund

5 A. THE ADDICTION REDUCTION AND RECOVERY FUND IS ESTABLISHED FOR THE
6 PURPOSE OF FUNDING DRUG AND ALCOHOL ABUSE SERVICES AND PREVENTION PROGRAMS,
7 INCLUDING PROGRAMS FOR METHAMPHETAMINE ABUSE SERVICES AND PREVENTION, THROUGH
8 REGIONAL BEHAVIORAL HEALTH AUTHORITIES IN THIS STATE. THE DIRECTOR OF THE
9 DEPARTMENT OF HEALTH SERVICES SHALL ADMINISTER THE FUND.

10 B. THE DIRECTOR MAY ACCEPT AND SPEND FEDERAL MONIES AND PRIVATE
11 GRANTS, GIFTS, CONTRIBUTIONS AND DEVICES TO ASSIST IN CARRYING OUT THE
12 PURPOSES OF THIS SECTION. THESE MONIES DO NOT REVERT TO THE STATE GENERAL
13 FUND AT THE END OF THE FISCAL YEAR.

14 C. ALL MONIES DEPOSITED IN THE FUND ARE IN ADDITION TO ANY OTHER
15 APPROPRIATION, TRANSFER OR ALLOCATION OF PUBLIC OR PRIVATE MONIES FROM ANY
16 OTHER SOURCE AND SHALL NOT SUPPLANT, REPLACE OR CAUSE A REDUCTION IN OTHER
17 FUNDING SOURCES.

18 D. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED AND ARE EXEMPT
19 FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS
20 EXCEPT THAT MONIES FROM THE STATE GENERAL FUND APPROPRIATED TO THE FUND IN
21 FISCAL YEAR 2006-2007 LAPSE FROM AND AFTER JUNE 30, 2008. ON NOTICE FROM THE
22 DIRECTOR, THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN THE FUND AS
23 PROVIDED BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT SHALL BE
24 CREDITED TO THE FUND.

25 E. THE DIRECTOR SHALL SPEND MONIES IN THE FUND THROUGH REGIONAL
26 BEHAVIORAL HEALTH AUTHORITIES IN THIS STATE AS FOLLOWS:

27 1. FOR RURAL DETOXIFICATION PROGRAMS INCLUDING METHAMPHETAMINE
28 DETOXIFICATION PROGRAMS AND RELATED FOLLOW-UP SERVICES.

29 2. FOR SUBSTANCE ABUSE AND ADDICTION PREVENTION PROGRAMS INCLUDING
30 METHAMPHETAMINE ABUSE AND ADDICTION PREVENTION PROGRAMS. THE REGIONAL
31 BEHAVIORAL HEALTH AUTHORITIES SHALL MAKE EFFORTS TO PARTNER WITH COMMUNITY
32 AND FAITH-BASED ORGANIZATIONS IN IMPLEMENTING THESE PROGRAMS.

33 F. THE MONIES DESCRIBED IN SUBSECTION E OF THIS SECTION SHALL BE USED
34 ONLY FOR THE PURPOSES UNDER SUBSECTION E OF THIS SECTION AND ARE NOT SUBJECT
35 TO THE NORMAL ADMINISTRATIVE WITHHOLDINGS BY THE DEPARTMENT OF HEALTH
36 SERVICES OR BY THE REGIONAL BEHAVIORAL HEALTH AUTHORITIES.

37 Sec. 2. Appropriation; addiction reduction and recovery fund

38 The sum of \$2,500,000 is appropriated from the state general fund in
39 fiscal year 2006-2007 to the addiction reduction and recovery fund
40 established by section 36-2007, Arizona Revised Statutes, as added by this
41 act, and is appropriated from the addiction reduction and recovery fund to
42 the department of health services for rural detoxification programs and
43 related follow-up services.

1 Sec. 3. Appropriation; methamphetamine interdiction; Arizona
2 criminal justice commission; exemption

3 A. The sum of \$3,000,000 is appropriated from the state general fund
4 in fiscal year 2006-2007 to the Arizona criminal justice commission for
5 distribution by population to each county board of supervisors for increased
6 methamphetamine interdiction efforts including investigation, training,
7 prosecution, abuse treatment or education programs. The commission shall use
8 the most recent United States decennial census to determine populations,
9 except that no county shall receive less than \$50,000.

10 B. Each county that receives monies pursuant to this section shall
11 submit quarterly reports to the Arizona criminal justice commission regarding
12 the use and effectiveness of the distributed monies. The Arizona criminal
13 justice commission shall submit a quarterly summary of the reports required
14 pursuant to this section to the governor, the president of the senate and the
15 speaker of the house of representatives and the joint legislative budget
16 committee. The commission shall provide a copy of the reports to the
17 secretary of state and the director of the Arizona state library, archives
18 and public records.

19 C. Monies appropriated in this section shall not be used for any
20 radio, television, print media announcements or web site campaign that refers
21 to any elected official of this state or any of its agencies, departments,
22 boards, commissions or political subdivisions.

23 D. The appropriation made in subsection A of this section is exempt
24 from the provisions of section 35-190, Arizona Revised Statutes, relating to
25 the lapsing of appropriations through June 30, 2008.

26 Sec. 4. Appropriation; DES; families F.I.R.S.T.; exemption

27 A. The sum of \$2,000,000 is appropriated from the state general fund
28 in fiscal year 2006-2007 to the department of economic security for the
29 Arizona families F.I.R.S.T. program for substance abuse treatment.

30 B. The appropriation made in subsection A of this section is exempt
31 from the provisions of section 35-190, Arizona Revised Statutes, relating to
32 the lapsing of appropriations through June 30, 2008.

33 Sec. 5. Appropriation; department of health services;
34 methamphetamine prevention services; exemption

35 A. The sum of \$500,000 is appropriated from the state general fund in
36 fiscal year 2006-2007 to the department of health services for comprehensive,
37 curriculum based methamphetamine prevention services. Monies shall be
38 distributed to a statewide alliance of community-based organizations with a
39 proven track record in providing substance abuse prevention programming to
40 children. Programs must serve children in rural, urban and Indian
41 communities and military bases in Arizona.

42 B. The alliance that receives monies pursuant to this section shall
43 submit quarterly reports to the department of health services regarding the
44 use and effectiveness of the distributed monies. The department of health
45 services shall submit a quarterly summary of the reports required pursuant to

1 this section to the governor, the president of the senate and the speaker of
2 the house of representatives and the joint legislative budget committee. The
3 department shall provide a copy of the reports to the secretary of state and
4 the director of the Arizona state library, archives and public records.

5 C. The appropriation made in subsection A of this section is exempt
6 from the provisions of section 35-190, Arizona Revised Statutes, relating to
7 the lapsing of appropriations through June 30, 2008.

8 Sec. 6. Purpose

9 Pursuant to section 36-2007, subsection A, Arizona Revised Statutes, as
10 added by this act, the legislature establishes the addiction reduction and
11 recovery fund to stem the growth of methamphetamine and other substance
12 abuse. The problematic use of methamphetamine places an enormous burden on
13 society, harming health, family life, the economy and public
14 safety. Methamphetamine use contributes significantly to violent crime in
15 Arizona. The addiction reduction and recovery fund facilitates a
16 comprehensive strategy to reduce the prevalence of methamphetamine use.

17 Sec. 7. Delayed repeal

18 This act is repealed from and after June 30, 2008.

19 Sec. 8. Emergency

20 This act is an emergency measure that is necessary to preserve the
21 public peace, health or safety and is operative immediately as provided by
22 law.

~~APPROVED BY THE GOVERNOR JUNE 21, 2006.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 21, 2006.~~